Preserve 24/1/35

App F IX-4

1932.

(Ml.)

File No. 35-32

Previous References

Ml 41-25 Sls 1, 13, 22, 24, 25 & 26

Serial Nos. 2 & 10

PRESERVED

Later References

General and Revenue Secretariat.

Serial Nos 2

Part B for September 1932

SUBJECT.

Acquisition of property in Kumbarpet, a hamlt of Kankanhalli Town for its extension

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10) The D C Bangalore
L 2365 d 24-9-32
Cancels the Govt. order of 5-7-1927

14/12/32

Serial No

2

Letter no. C S P R 11/32-33 dt 12-7-32 from the DC, Bangalore Dt requesting that G.O. no L 43/ML 41-25-26 dt 5-7-27 cancelling the acquisition of lands out of S nos. 48, 49 of Kurubarapet, a hamlet of Kankanhalli Town for its extension may be modified, in the circumstances stated therein

[illegible]
[illegible] not readily
available
T

Acquisition of S. no. 48 and a portion of S no. 49 of Kurubarapet, a hamlet of Kankanhalli Town was sanctioned in G.O. no 4398-9/L 4 49-11-52 dt 2-2-22 for the extension of the village

On receipt of a protest application of the owner of S no 49, who represented that the land was unfit for building purposes, Govt ordered the cancellation of the

-P- acquisition in G O no L. 43/ML 41-25-26 dt 5-7-27, after consulting the Dep Commr, and directed that the village might be shifted to a healthier locality.

The Dep Commr now ~~[illegible]~~ request that the G.O. of July 1927 may be modified in the following circumstances —

~~That~~ (1) the shifting of Kurubarapet is not a workable proposition in the present state of financial stringency, as it would entail a heavy expenditure

Acquisition of lands. – Kankanhalli Town.

2nd File No 35 ~~308~~ of 1932 | General and Revenue Secretariat

(ii) The acquisition proceedings having been completed and the sites disposed of long before the cancellation of the acquisition, some eighteen persons have built houses thereon and are not agreeable to leave the place.

(iii) The owner of S no 49 has himself been disposing of his remaining land for building sites in the same locality, and the reason assigned that the site is insanitary on account of its low level is not tenable.

Submd for orders.

Jm SA
28-7-32

Please trace and put up the file in which the acquisition was ordered.

30/7 Secy

The file, referred to (LR 49^x-21-22) has been destroyed and is not available in Records.

* LR Deptt no. 1126-21

Jm
6/8

The facts of the case are fully explained in the reports of the Amildar & the Sub Divn Officer contained in the records sent.

Flag C

The proposal of the Dy Comr, in the circs of the case, is to modify the G.O of 5-7-'27, which cancelled the acquisition ordered in the G.O of 2-2-1922. It is seen from ~~the proposal~~ para 2 of the DC's letter that the acqn proceedings had been completed before the cancellation referred to.

" P

Acqn of lands – Hanumanhalli Town

[App III—2]

File No. 35 of 1932.

Serial No	
9/Law	The Asst Secy, Law Secn, is requested to kindly state how the proposal of the Dy Coll to modify the G.O of 1927 is to be given effect to
	Asst Secy, Law Secn) with Comps) 11/8
10 SEP 1932	The G.O of 1927 cannot be viewed as one issued under sec 48 of the L A Regn But since it is reported that by the time the G.O was issued, the acqn had been completed & the lands ~~possession been given over~~ were handed over to the several purchasers, the withdrawal was beyond the powers conferred by sec 48.
	A G.O may therefore issue now cancelling the G.O of 1927 for reasons stated above. No fresh acqn proceedings ~~as~~ appear necessary
	Asst Secy Legn} with Comps} 6.9
	6/9
	Draft G.O sent for apvl
	25, 7/9 8
	(Secy) 10/9
	(Secy on leave)
	For perusal before issue
	II Member) 16/9
	16/9

16 SEP 1932 No 2165

NOTE—Contn Sheet.

PING SEC 2 SEP 1932 & REV

WD 70—GBPM—60 000—13-8 31)

2u File No 35 of 1932

General and Revenue Secretariat
308

4. The DC, [illegible] D.F
2365 dt 26-5-32
cancels the G.O of 5-5-1927

B
15

761

Ml 35-32

5

In all future communications please quote
No. C5-PR 11/32-
Enc Records.

Tel Address —"DEPCOM
Post Box No 34

OFFICE OF THE DEPUTY COMMISSIONER
BANGALORE DISTRICT

Dated, Bangalore, the 9/12th July 1932

GL. & REV. SECTT.
308
16 JULY 1932
L. & G. BRANCH

FROM

K.V Anantaraman, Esqr, B A.,
Deputy Commissioner,
Bangalore District

To,

R. Ranga Rao, Esqr, B A. B.L.,
General *Secretary,*
to the Government of Mysore
Bangalore

GENERAL SECRETARY
15 JULY 1932
No. 55

177

SIR,

Subject — The acquisition of lands out of S.No.48,49 of Kumbarpet, a hamlet of Kankanhalli Town for its extension

With reference to the Government Order No L.43/M.L 41-25-26 dated 5-7-1927 cancelling the acquisition of the above lands and directing that Kumbarpet might be shifted to a healthier locality I have the honour to state that the Sub Division Officer, Closepet who was addressed in the matter reports that the shifting of Kumbarpet is not a workable ~~par~~ proposition in the present state of financial stringency as it would entail a heavy expenditure

The acquisition proceedings having been completed and the sites disposed of long before the cancellation of the acquisition by Government on 5-7-27, some eighteen persons have built houses thereon and are not agreeable to leave the place Further the owner of S.No.49, on whose protest application on the plea of insanitary location, the withdrawal proceedings were commenced has himself been disposing of his remaining land for building sites in the same locality and evidently his protest was in his own interest, perhaps due to the fear that the acquisition of his lands by Government may not be so profitable to him as their disposal privately. As such the reason assigned that the site is insanitary on account of its low level is not tenable.

Under these circumstances the Sub Division Officer and the Amildar recommend the acquisition I therefore request you to kindly move the Government to modify their order of 1927 accordingly

The connected records accompany for kind reference and return.

I have the honour to be,
Sir,
Your most obedient servant,

Deputy Commissioner,
Bangalore District

V.V.12-7-32.

6

SUBJECT

Diary No of letter replied to

General and Revenue Secretariat

( )

the *193*

Date of issue 24/9 193

Signed by Mr A. V. [illegible]

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part

Section ML

File No 35-32

Serial No 10

Proceedings of the Government of His Highness the Maharaja of Mysore

Read— G.O.× No L 43/ML 41-25-26 dt 5-7-27 cancelling the acquisition of S No 48 and a portion of S No 49 of Kumbarapet, a hamlet of Kankanhalli Town, sanctioned in G.O. No 4398-9/L.R. 49-21-82 dt 2-2-1922 for the extension of the village, and directing that the village might be shifted to a healthier locality

~~Order thereon—No~~

2) Letter No C 5 P R 11/32-33 from DC, Bangalore dt 12-7-32, requesting that the G.O read above may be modified in the circumstances stated therein

Order No L 2365 Records dt 24/9/3

The Dy Comr requests that the G.O of July 1927, referred to above

Acquisition of lands – Kamkanahalli Town

may be ~~modified~~ [illegible] for ~~reasons~~ the following reasons ~~circumstances~~

~~stated below~~

(i) the shifting of Kumbarapet is not a workable proposition in the present state of financial stringency, as it would entail a heavy expenditure

(ii) the acquisition proceedings having been completed and the sites disposed of long before the cancellation of the acquisition, some 18 persons have built houses thereon, and are not agreeable to leave the place

(iii) the owner of S no 49 has himself been disposing of his remaining land for building sites in the same locality, and the reason assigned that the site is insanitary on account of its low level is not tenable

List of Enclosure

Under these circumstances ~~explained~~, Govt are pleased to direct that the G.O of 5-7-27 read above be cancelled

for Chief Secy

16/9

Copied by 7/9

Examined by

The Dep Comr B'lore for info records

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

Read -

G.O. No.L.43/Ml. 41-25-36 dated 5th July 1927 cancelling the acquisition of survey No.48 and a portion of survey No.49 of Kumbarapet, a hamlet of Kankanhalli Town, sanctioned in Government Order No.4398-9 L.R. 49-21-82 dated 2nd February 1922 for the extension of the village, and directing that the village might be shifted to a healthier locality

2. Letter No.C.5 P.R. 11/32-33 dated 12th July 1932 from the Deputy Commissioner, Bangalore District requesting that the Government Order read above may be modified, in the circumstances stated therein

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Order No. L2365/Gnl 35-32-10

Dated, Bangalore 22nd September 1932.
24

The Deputy Commissioner requests that the Government Order of July 1927, referred to above may be modified for the following reasons. -

(i) The shifting of Kumbarapet is not a workable proposition in the present state of financial stringency, as it would entail a heavy expenditure.

(ii) The acquisition proceedings having been completed and the sites disposed of long before the cancellation of the acquisition, some 18 persons have built houses thereon, and are not agreeable to leave the place;

(iii) The owner of survey No.49 has himself been disposing of his remaining land for building sites in the same locality, and the reason assigned that the site is insanitary on account of its low level is not tenable.

Under these circumstances Government are pleased to direct that the Government order of 5th May 1927 read above be cancelled.

A Subba Rao
for General Secretary to Government.

To
The Deputy Commissioner, Bangalore District with records.
ACH.2.